

Mr. Culver said there was no law in Alabama prohibiting free or free persons and slaves marrying.

Mr. Brady wished that the petition might be perfected. The trainer signing it, Mr. Culver said he is not present. The petition was signed on Saturday, but was in hopes he could be present. Inquiry was made by Mr. Brady, if an able voice, if any person among the colored persons as well as a number of spectators, could give answers as well as the petitioners. The answer was no answer. Mr. Culver said he had not seen him since Saturday, but they would go on, and he would have the petition perfected.

Mr. Brady said he would call Miss Porter to the stand. He spoke of her name, and she came forward, as related to the speaker of Mrs. Ross, her attachment to her child, and her having adopted two other children, one black, besides this she has with her. They would ask her by her course, thus far, has been open to remark, but her intention is to go to the aid of life. Her intention is to take care of the child and to do with it.

Miss P. is a full face, even featured woman, dark eyes, and middle high. The little girl sat by her side.

Trainer admitted that if Trainer abuses a positive child, he will be liable to claim, legally, as father of the child, it may be proper to give up to him—otherwise it will be a matter of discretion, and it will not be proper to give to the mother, if she is a slave, and slavery, which, apparently, if taken into consideration, would be the case.

Trainer, sworn:—Was born at Halifax, I resided at Mobile in 1821; I bought the mother of the child in 1824 for \$275. I sold her in 1825 for \$300 to Mr. [redacted] who lived with me all the time except when he would show the cold temper I have mentioned to you. Mr. Brady and hired her out at my suggestion. I lived at Mobile during the time, coming to New York occasionally for two or three months, leaving her in the hands of Mr. Brady, as I trust, for three or four days after I bought her. He came to the woman, on pretences: at the South are away from the house; he with her in the kitchen. He never lived in my house.

reputed to be the man she lived with, he never left his house; he had a house of his own, and she lived in it with him. When the house was ready, he was in my parlor, what he stated as to seeing [in regard to] females, in my house never occurred. (Objected to as generally.) She was jealous of him from going with other women. By Judge—She claimed a right to him as long as they had frequent quarrels. He was away from home sometimes, living in the city. Name, did not know. Name, and the woman had a fight. The woman hurt Emma, she came home. By Judge—It was said he went with other women; I do know that he lived with other women only what I was told. I went to California and left the little girl with a respectable colored woman. I returned to this City in

born in New York, Morris is a respectable woman, sister of the Methodist Church; the child was born two months after I bought the mother; I went to visit her, she previously called on me, and asked me to take the child to its father. I said, "I will not do so," she said, "I will go with you," I said, "I will visit her again in April, and then see what I can do." I went to Cincinnati to see a few friends, and was in doubt whether to return or go to California. I board with Garites, a respectable woman, in Catherine street, I have a letter from the child's mother, she asks me to go for California, for myself and Jane, and I intend to do there. I have a little girl, whom I found in California, Catherine street, her mother in the Guard house, and I have a young boy, a little while, whom I adopted. I have a letter from the child's mother, she said, "I will take care to instruct her, and I intend to instruct her."

I am settled in California; I do not belong to a church, but the child says its prayers every night, and I think all I can do that is proper for it.

My Judge—What is the mode of life you intend to pursue in California?

I am on my way to be married to a gentleman I am engaged to. He is a gentleman of education. He was a clerk here. I am told, at the Howard Hotel, Broadway.

From *Knoxville*—The name of the person I am to marry is Porter, and that was his name here; he came from

to get acquainted with him. I made his acquaintance in California; he was about 28 or 30; he has relatives at Saratoga but I do not know them; I have been engaged to him about three months; it was by letter when I came from California and when I took the name of Porter; the child I took was attached to him and called herself Nelly Porter; my name was Rose Cooper; that was always my name; my father's

was Thomas Cooper; he and my mother were both in Scotland; I was born at Halifax in 1818; now going on 1, do not know that my affianced husband knows my I do not tell my age to gentlemen except when to a pinch as I am now, I went to California in 1849; had no gentleman in charge; Mrs. Mrs. Gibbs, Mrs. Williams, (ministers wife) were board, did not know latter before embarked; I went the Pacific Ocean steamer Tennessee; I went in a man's dress, having been cheated out of my ticket, and I was did I would not get on board; I was destitute, which is a sad condition the boys dress. I gave \$7 50 for my ticket.

"I was cheated out of, and was afraid I could not get ahead, a young man named Smith, (I believe now in Williamsburg) was my cook at California; in point of several gentlemen boarded there, had the Mrs. Rose Cooper on the door, had women and men residing with me; young unmarried women also, married ones, but not living together. [The Judge said it was conceded she had kept an improper house at Mobile, and one in California], and thinks it was fully admitted.

Judge—[I have heard of slaves being married in Missouri called husband and wife; Traister and Emma did so.]

all each other husband and wife. Emma only called him
 riles: Emma is a good woman, except as to temper; do
 know whether she and Traper are members of the
 ch: Smith called upon me on Saturday; he said that
 riles had left the City, and said he would have no more
 about the child, but would give it up to me.
 he Judge said the case will be adjourned to to morrow

Trainer, and if Trainer is not here the case will be dismissed. Culyer said it would be proper to state that on Saturday this woman sent two men to Charles Trainer, and say to him to come up and he should have the child. Went out and has not been heard of since. [The Judge that looks as if he had gone out of town.] Witness— I never sent any such message, nor saw any men; I saw Smith in the street, and he said he saw not the child in the papers, and he supposed it was me; I did not want to stand in the street and speak to him, and him to come to my house.

Culver asked to have the case postponed to Wednesday. The witness and Mr. Brady objected. Witness said mind has been so much agitated she has not been able to do anything, or get ready to go. She finally rose and if they would exonerate her from the charge of kidnapping she would give up the child, and they could do as pleased with it. The child, as well as herself, began to cry freely.

The Counsel and others spoke to her. The case was adjourned to Wednesday.

SUPERIOR COURT—Before Judge OAKLEY.
William H. Clark vs. Metropolitan Bank.
To recover \$1,000 penalty for receiving, in part payment
note, a \$20 bill purporting to have been made by an
authorized Bank out of the State payable at a Bank in
State. The claim is under the Banking law of 1839,
which makes it penal for a Bank in this State to receive
such bill, under a penalty of \$1,000, to be applied to
benefit of the party bringing the suit and subjecting
the officers of the Bank to be proceeded against for
contempt. The charge is denied. It was stated by a
person named A. S. James, that on the 15th of July, 1881,

and took up at the Metropolitan Bank a note for \$500, made by Byron L. Corso, to his own order, and ended by said Corso and A. H. Bean, and that among the things he paid was a \$50 bill of the Bank of Charleston, S. C., payable at the Bank of New York in this City, dated Jan. 1. The case is on.

SUPREME COURT.—IN CHAMBERS.—By Judge MARIA. DECISIONS.
Stillwell vs. Sgt. Mays.

Order for arrest denied.

Mary Ann Craig vs. Sgt. Robert Craig.

tion to vacate order granted, time to serve amendments was denied, without cost to either party.

sale and others act the Western Vermont Railroad Company, to pay plaintiff \$70,328.91, and for Receiver, stated as to \$40,328, with interest from 19th Aug., 1891.

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COURT OF COMMON PLEAS—Before Judge DALY.

Michael McManus, et al., vs. George W. W.

to recover damages for assault and battery, in plaintiff being injured by a pistol shot, and also by being struck with the pistol in the face; amount of damages laid

3060. The defense is that what was done, was done in defense. Defendant keeps a grocery store, corner ofventh-st. and Dry-dock, or did at the period complained. The difficulty occurred about 7 o'clock Sunday even- It is charged that plaintiff and others entered the store commenced fighting, and were put out, and immedi- afterwards the door was forced in, and stores larown the store, and that defendant, being in danger of his fired his pistol through the window, &c. Verdict for in- dndant.

...to recover damages for injury to horse and cart of plain-
...struck, while on the railroad track, by a baggage
...on the defence to which is that the collision was caused
...is own negligence, already referred to. Verdict for de-
...ant.

Court Calendar.....THIS DAY.

COMMON PLEAS: Part I.—Nos. 918, 782, 199, 852, 521, 634.
653, 664, 267, 817, 892, 896, 844, 945. **Part II.—Nos.**
224 to 929, 931, 935, 938, 939, 940, 942, 943, 944.
County.—Nos. 52, 53, 54, 55, 56, 57, 58, 59, 60, 61, 62, 63, 64, 65, 66, 67, 68, 69, 70, 71, 72, 73, 74, 75, 76, 77, 78, 79, 80, 81, 82, 83, 84, 85, 86, 87, 88, 89, 90, 91, 92, 93, 94, 95, 96, 97, 98, 99, 100, 101, 102, 103, 104, 105, 106, 107, 108, 109, 110, 111, 112, 113, 114, 115, 116, 117, 118, 119, 120, 121, 122, 123, 124, 125, 126, 127, 128, 129, 130, 131, 132, 133, 134, 135, 136, 137, 138, 139, 140, 141, 142, 143, 144, 145, 146, 147, 148, 149, 150, 151, 152, 153, 154, 155, 156, 157, 158, 159, 160, 161, 162, 163, 164, 165, 166, 167, 168, 169, 170, 171, 172, 173, 174, 175, 176, 177, 178, 179, 180, 181, 182, 183, 184, 185, 186, 187, 188, 189, 190, 191, 192, 193, 194, 195, 196, 197, 198, 199, 200, 201, 202, 203, 204, 205, 206, 207, 208, 209, 210, 211, 212, 213, 214, 215, 216, 217, 218, 219, 220, 221, 222, 223, 224, 225, 226, 227, 228, 229, 230, 231, 232, 233, 234, 235, 236, 237, 238, 239, 240, 241, 242, 243, 244, 245, 246, 247, 248, 249, 250, 251, 252, 253, 254, 255, 256, 257, 258, 259, 260, 261, 262, 263, 264, 265, 266, 267, 268, 269, 270, 271, 272, 273, 274, 275, 276, 277, 278, 279, 280, 281, 282, 283, 284, 285, 286, 287, 288, 289, 290, 291, 292, 293, 294, 295, 296, 297, 298, 299, 300, 301, 302, 303, 304, 305, 306, 307, 308, 309, 310, 311, 312, 313, 314, 315, 316, 317, 318, 319, 320, 321, 322, 323, 324, 325, 326, 327, 328, 329, 330, 331, 332, 333, 334, 335, 336, 337, 338, 339, 340, 341, 342, 343, 344, 345, 346, 347, 348, 349, 350, 351, 352, 353, 354, 355, 356, 357, 358, 359, 360, 361, 362, 363, 364, 365, 366, 367, 368, 369, 370, 371, 372, 373, 374, 375, 376, 377, 378, 379, 380, 381, 382, 383, 384, 385, 386, 387, 388, 389, 390, 391, 392, 393, 394, 395, 396, 397, 398, 399, 400, 401, 402, 403, 404, 405, 406, 407, 408, 409, 410, 411, 412, 413, 414, 415, 416, 417, 418, 419, 420, 421, 422, 423, 424, 425, 426, 427, 428, 429, 430, 431, 432, 433, 434, 435, 436, 437, 438, 439, 440, 441, 442, 443, 444, 445, 446, 447, 448, 449, 450, 451, 452, 453, 454, 455, 456, 457, 458, 459, 460, 461, 462, 463, 464, 465, 466, 467, 468, 469, 470, 471, 472, 473, 474, 475, 476, 477, 478, 479, 480, 481, 482, 483, 484, 485, 486, 487, 488, 489, 490, 491, 492, 493, 494, 495, 496, 497, 498, 499, 500, 501, 502, 503, 504, 505, 506, 507, 508, 509, 510, 511, 512, 513, 514, 515, 516, 517, 518, 519, 520, 521, 522, 523, 524, 525, 526, 527, 528, 529, 530, 531, 532, 533, 534, 535, 536, 537, 538, 539, 540, 541, 542, 543, 544, 545, 546, 547, 548, 549, 550, 551, 552, 553, 554, 555, 556, 557, 558, 559, 560, 561, 562, 563, 564, 565, 566, 567, 568, 569, 570, 571, 572, 573, 574, 575, 576, 577, 578, 579, 580, 581, 582, 583, 584, 585, 586, 587, 588, 589, 590, 591, 592, 593, 594, 595, 596, 597, 598, 599, 600, 601, 602, 603, 604, 605, 606, 607, 608, 609, 610, 611, 612, 613, 614, 615, 616, 617, 618, 619, 620, 621, 622, 623, 624, 625, 626, 627, 628, 629, 630, 631, 632, 633, 634, 635, 636, 637, 638, 639, 640, 641, 642, 643, 644, 645, 646, 647, 648, 649, 650, 651, 652, 653, 654, 655, 656, 657, 658, 659, 660, 661, 662, 663, 664, 665, 666, 667, 668, 669, 670, 671, 672, 673, 674, 675, 676, 677, 678, 679, 680, 681, 682, 683, 684, 685, 686, 687, 688, 689, 690, 691, 692, 693, 694, 695, 696, 697, 698, 699, 700, 701, 702, 703, 704, 705, 706, 707, 708, 709, 710, 711, 712, 713, 714, 715, 716, 717, 718, 719, 720, 721, 722, 723, 724, 725, 726, 727, 728, 729, 730, 731, 732, 733, 734, 735, 736, 737, 738, 739, 740, 741, 742, 743, 744, 745, 746, 747, 748, 749, 750, 751, 752, 753, 754, 755, 756, 757, 758, 759, 760, 761, 762, 763, 764, 765, 766, 767, 768, 769, 770, 771, 772, 773, 774, 775, 776, 777, 778, 779, 780, 781, 782, 783, 784, 785, 786, 787, 788, 789, 790, 791, 792, 793, 794, 795, 796, 797, 798, 799, 800, 801, 802, 803, 804, 805, 806, 807, 808, 809, 810, 811, 812, 813, 814, 815, 816, 817, 818, 819, 820, 821, 822, 823, 824, 825, 826, 827, 828, 829, 830, 831, 832,

S. DISTRICT COURT—Nos. 51, 34, 41, 43 to 49.